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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)  
UTSG:272US

In re Application of: Annette Martin et al.

Application No.: 10/520,153

Filed: September 29, 2005

For: CHIMERIC GB VIRUS B (GBV-B)

The Board of Regents of The University of Texas System and  
The owner\*, Institut Pasteur, of 100 percent interest in the instant application hereby disclaims,  
except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond  
the expiration date of the full statutory term **prior patent** No. 7,141,405 as the term of said prior patent is defined in 35 U.S.C. 154  
and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so  
granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This  
agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that  
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**patent** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:

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is held unenforceable;  
is found invalid by a court of competent jurisdiction;  
is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;  
has all claims canceled by a reexamination certificate;  
is reissued; or  
is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and  
belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so  
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statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 46,855



Signature

May 29, 2008

Date

Charles P. Landrum

Typed or printed name

512-536-3167

Telephone Number

- ☐ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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